

the floor...

PRESIDENT MOUL: Time.

SENATOR BEUTLER: ...as...

PRESIDENT MOUL: Thank you, Senator Beutler. Senator Morrissey, followed by Senator Chambers and Beutler. Senator Morrissey.

SENATOR MORRISSEY: Thank you, Madam President and members. I guess a question for Senator Kristensen.

SENATOR KRISTENSEN: Yes.

SENATOR MORRISSEY: I am trying to read through this amendment, this is the first I've had an opportunity to see it, are we doing just what is needed to bridge this four-month gap that we are talking about, or are there other unneeded things in this bill?

SENATOR KRISTENSEN: There are no other unneeded things in the bill, Senator Morrissey, from my perspective. Now you mix apples and oranges there a little bit because you talk about the four-month gap. The four-month gap is certainly part of what, in my opinion, must be done. I also think, with the passage of 88, you must do these other things to at least keep the status quo in terms of the public duty doctrine in this state.

SENATOR MORRISSEY: Okay, in relating that to doing something like that at this stage of the session, that is where I am getting too, if indeed there is an emergency that we could go four months, the four-month period that you said in your opening where we would have no tort law, is that what you said or...

SENATOR KRISTENSEN: I think what you do is you place in question the ability of contributory negligence. And do you have a slight gross system, I don't... I'm not sure that you do. At the same time, you don't have a system of comparative fault because that doesn't become operative until the first of January, 1992.

SENATOR MORRISSEY: Okay, I guess if I could be convinced that we... that certain things needed to be done at this time of the session to bridge a gap like that, I could be convinced to vote for this, I guess, but when I am unsure on this removal of